



January 20, 2023

The Manager Listing Department
National Stock Exchange of India Limited
Exchange Plaza,
Bandra Kurla Complex,
Bandra (East),
Mumbai - 400 051

Symbol: - 4THDIM

Dear Sir/Madam

Sub: Intimation pursuant to Regulation 30 of the SEBI (LODR) Regulations, 2015 regarding appointment of Sole Arbitrator in three pending Arbitration proceedings between Fourth Dimension Solutions Limited Vs. Minosha India Limited (Formerly known as Ricoh India Limited) by the Hon'ble High Court of New Delhi

With reference to above subject and in Compliance with the Regulation 30 of the SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015, we hereby inform that the Hon'ble High Court of New Delhi vide its order dated 10th January 2023 (Order received on 19th January 2023) having reference no. O.M.P. (T) (COMM.) 36/2022, O.M.P. (T) (COMM.) 37/2022 and O.M.P. (T) (COMM.) 38/2022 appointed a Sole Arbitrator to adjudicate the pending arbitration proceedings between the Fourth Dimension Solutions Limited V/s. Minosha India Limited (Formerly known as Ricoh India Limited).

The copy of the orders is enclosed.

Please take the above information on record.

Thanking You,

Yours Faithfully,

For Fourth Dimension Solutions Limited

Ashish Thakur
Company Secretary & Compliance Officer

FOURTH DIMENSION SOLUTIONS LIMITED

CIN: L74110DL2011PLC221111

Regd Office: Office no. 710, Naurang House, Kasturba Gandhi (KG) Road, Connaught Place, New-Delhi-110001
Contact: 079-26566588 | E-mail: secretarial.fdsl@gmail.com | Website: www.fdsindia.co.in

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ O.M.P. (T) (COMM.) 36/2022

FOURTH DIMENSION SOLUTIONS LIMITED Petitioner

Through: Mr. Sidhartha, Adv.

versus

MINOSHA INDIA LIMITED

..... Respondent

Through: Mr. Amar Gupta, Mr. Pranav Tanwar
and Ms. Supriya Jain, Adv.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

10.01.2023

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1. By way of the present petition under Section 14 of the Arbitration & Conciliation Act, 1996 ('A&C Act' for short), the petitioner seeks appointment of a Substitute Sole Arbitrator to continue the pending arbitration proceedings between the parties, since the Sole Arbitrator appointed by the respondent, has recused himself, vide order dated 18.02.2022, from arbitration proceedings in view of the judgments of the Supreme Court in *Bharat Broadband Network Limited vs. United Telecoms Limited* AIR 2019 SC 2434 and *Perkins Eastman Architects DPC vs. HSCC (India) Ltd.* AIR 2020 SC 59.

2. Respective counsel for the parties are in agreement that a substitute sole Arbitrator be appointed to continue the arbitration proceedings. It is further agreed that the respondent's objection to the effect that the claims in question stand extinguished in view of the corporate insolvency resolution process qua the respondent, and the order/s passed by the NCLT, shall be

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Signing Date: 16.01.2023
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duly considered by the Substituted Arbitrator.

3. Accordingly, with the consent of the parties, Mr. Justice J. R. Midha, Retired, (Mobile No.: 9717495003) is appointed as the Sole Arbitrator to adjudicate the pending arbitration proceedings between the parties.

4. It is further directed that the Arbitrator will make an endeavour to decide the aforesaid preliminary objection/s of the respondent at the outset before proceeding to adjudicate the claims on merits.

5. The learned Arbitrator may proceed with the pending arbitration proceedings subject to furnishing to the parties requisite disclosures as required under Section 12 of the A&C Act; and in the event there is any impediment to the appointment on that count, the parties are given liberty to file an appropriate application in this court.

6. The learned Sole Arbitrator shall be entitled to fee in accordance with Fourth Schedule to the A&C Act; or as may otherwise be agreed to between the parties and the learned Arbitrator.

7. All rights and contentions of the parties in relation to the merits of the respective claims/counter-claims are kept open. This court has not expressed any view on the merits thereof.

8. The petition stands disposed of in the above terms.

SACHIN DATTA, J

JANUARY 10, 2023/ssc

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ O.M.P. (T) (COMM.) 37/2022

FOURTH DIMENSION SOLUTIONS LIMITED Petitioner

Through: Mr. Sidhartha, Adv.

versus

MINOSHA INDIA LIMITED

..... Respondent

Through: Mr. Amar Gupta, Mr. Pranav Tanwar
and Ms. Supriya Jain, Adv.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

10.01.2023

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1. By way of the present petition under Section 14 of the Arbitration & Conciliation Act, 1996 ('A&C Act' for short), the petitioner seeks appointment of a Substitute Sole Arbitrator to continue the pending arbitration proceedings between the parties, as the Sole Arbitrator appointed by the respondent, has unfortunately expired on on 26.03.2021.

2. Respective counsel for the parties are in agreement that a substitute sole Arbitrator be appointed to continue the arbitration proceedings. It is further agreed that the respondent's objection to the effect that the claims in question stand extinguished in view of the corporate insolvency resolution process qua the respondent, and the order/s passed by the NCLT, shall be duly considered by the Substituted Arbitrator.

3. Accordingly, with the consent of the parties, Mr. Justice J. R. Midha, Retired, (Mobile No.: 9717495003) is appointed as the Sole Arbitrator to adjudicate the pending arbitration proceedings between the parties.

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4. It is further directed that the Arbitrator will make an endeavour to decide the aforesaid preliminary objection/s of the respondent at the outset before proceeding to adjudicate the claims on merits.
5. The learned Arbitrator may proceed with the pending arbitration proceedings subject to furnishing to the parties requisite disclosures as required under Section 12 of the A&C Act; and in the event there is any impediment to the appointment on that count, the parties are given liberty to file an appropriate application in this court.
6. The learned Sole Arbitrator shall be entitled to fee in accordance with Fourth Schedule to the A&C Act; or as may otherwise be agreed to between the parties and the learned Arbitrator.
7. All rights and contentions of the parties in relation to the merits of the respective claims/counter-claims are kept open. This court has not expressed any view on the merits thereof.
8. The petition stands disposed of in the above terms.

SACHIN DATTA, J

JANUARY 10, 2023/ssc

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ O.M.P. (T) (COMM.) 38/2022

FOURTH DIMENSION SOLUTIONS LIMITED Petitioner

Through: Mr. Sidhartha, Adv.

versus

MINOSHA INDIA LIMITED Respondent

Through: Mr. Amar Gupta, Mr. Pranav Tanwar
and Ms. Supriya Jain, Adv.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

10.01.2023

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1. By way of the present petition under Section 14 of the Arbitration & Conciliation Act, 1996 ('A&C Act' for short), the petitioner seeks appointment of a Substitute Sole Arbitrator to adjudicate the pending arbitration proceedings between the parties. It is submitted by learned counsel for the petitioner that the petitioner vide letter dated 25.01.2022 had requested the Arbitrator to continue the arbitration proceedings. However, no reply thereto is stated to have been received by petitioner. It is further submitted by learned counsel for the petitioner that the Sole Arbitrator appointed by the respondent is ineligible to act as an Arbitrator in view of the judgments of the Supreme Court in *Bharat Broadband Network Limited vs. United Telecoms Limited* AIR 2019 SC 2434 and *Perkins Eastman Architects DPC vs. HSCC (India) Ltd.* AIR 2020 SC 59. Respective counsel are in agreement that the mandate of the said Arbitrator stands terminated.
2. Respective counsel for the parties are also in agreement that a

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substitute sole Arbitrator be appointed to continue the arbitration proceedings. It is further agreed that the respondent's objection to the effect that the claims in question stand extinguished in view of the corporate insolvency resolution process qua the respondent, and the order/s passed by the NCLT, shall be duly considered by the Substituted Arbitrator.

3. Accordingly, with the consent of the parties, Mr. Justice J. R. Midha, Retired, (Mobile No.: 9717495003) is appointed as the Sole Arbitrator to adjudicate the pending arbitration proceedings between the parties.

4. It is further directed that the Arbitrator will make an endeavour to decide the aforesaid preliminary objection/s of the respondent at the outset before proceeding to adjudicate the claims on merits.

5. The learned Arbitrator may proceed with the pending arbitration proceedings subject to furnishing to the parties requisite disclosures as required under Section 12 of the A&C Act; and in the event there is any impediment to the appointment on that count, the parties are given liberty to file an appropriate application in this court.

6. The learned Sole Arbitrator shall be entitled to fee in accordance with Fourth Schedule to the A&C Act; or as may otherwise be agreed to between the parties and the learned Arbitrator.

7. All rights and contentions of the parties in relation to the merits of the respective claims/counter-claims are kept open. This court has not expressed any view on the merits thereof.

8. The petition stands disposed of in the above terms.

SACHIN DATTA, J

JANUARY 10, 2023/ssc